

BEFORE THE FLORIDA JUDICIAL QUALIFICATIONS COMMISSION

INQUIRY CONCERNING A JUDGE, NO. 01-244

REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS

Pursuant to Rule 12(a), Rules of the Florida Judicial Qualifications Commission, and Rule 1.350, Florida Rules of Civil Procedure, you are hereby requested to produce and permit inspection and/or copying of each of the documents or items described herein in your possession or subject to your control at the offices of Foley & Lardner, 200 Laura Street, Jacksonville, FL 32202, after or simultaneously with service of your answers to the Interrogatories and within thirty (30) days of service of this request:

DEFINITIONS AND INSTRUCTIONS

“Document” or “documents” mean the original, or a copy where the original is not available, and each non-identical copy, including those which are non-identical by reason of notations or markings, of the following: papers, tapes (both audio and video), discs, or other substances on which communications, data or information is recorded or stored, whether made by manual, mechanical, photographic or electronic processes or means. This definition includes all drafts or superseded revisions of each document.

The terms “you” and “Respondent” mean Charles W. Cope and anyone acting on your behalf.

The “Interrogatories” or “Interrogatory Number” refer to the First Set of Interrogatories to Respondent served in this matter.

Unless otherwise defined herein, each word or term shall have the meaning ascribed to it in Webster’s Ninth New Collegiate Dictionary.

If, in response to any of the document requests, you claim that a document or documents are privileged, please state, with regard to each designated document, the following:

The privilege claimed (e.g., attorney/client, work product, trade secret, etc.);

The type of document involved (e.g., letter, report, etc.);

The author or authors of the document;

All recipients of the document;

The date of the document; and

The subject matter of, or addressed by, the document.

REQUESTS TO PRODUCE

1. Please produce any and all documents identified in your answers to the Interrogatories.
2. Please produce any and all documents that relate to your stay at the La Playa Hotel in Carmel-by-the-Sea, California in April 2001, including, but not limited to hotel receipts, credit card receipts, credit card account statements, reimbursement requests, and room service tickets.
3. Please produce any and all documents that relate to your visit(s) to the Nepenthe Restaurant in Big Sur, California in April 2001, including, but not limited to restaurant receipts, credit card receipts, credit card account statements, and reimbursement requests.
4. Please produce any and all documents that relate to your visit(s) to the Grill on Ocean Avenue in Carmel-by-the-Sea, California in April 2001, including, but not limited to restaurant receipts, credit card receipts, credit card account statements, and reimbursement requests.
5. Please produce any and all documents that relate to your visit to any other restaurant or bar during your visit to California in April 2001, including, but not limited to restaurant receipts, credit card receipts, credit card account statements, and reimbursement requests.
6. Please produce any and all documents that relate to your attendance at the judicial conference in Carmel-by-the-Sea, California in April 2001, including, but not limited to, registration documentation, continuing education documents, reimbursement requests, program information, and participant information.
7. Please produce any and all documents constituting, reflecting, or relating to requests for reimbursement for expenses paid by you relating to your trip to the judicial conference in Carmel-by-the-Sea, California in April 2001, except to the extent already produced in response to a previous request.
8. Please produce any and all documents constituting, reflecting, or relating to correspondence or communications between you and any other person, other than your attorneys, regarding events transpiring at or accusations made about your conduct in Carmel-by-the-Sea, California in April 2001.
9. Please produce any and all documents that relate to any consultation, diagnosis, or treatment relating to your actual use or abuse of alcohol or drugs or allegations of such use or abuse at any time in your life.

By: _____

John S. Mills

Florida Bar No. 0107719

Special Counsel

Florida Judicial Qualifications Commission

Foley & Lardner

200 Laura Street

Jacksonville, Florida 32201-0240

(904) 359-2000

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been furnished by facsimile and U.S. mail to The Honorable Charles W. Cope, Circuit Judge, Sixth Judicial Circuit, c/o Louis Kwall, Kwall, Showers & Coleman, P.A., 133 North Ft. Harrison Avenue, Clearwater, Florida 33755, facsimile number (727) 447-3158, this ____ day of December, 2001.

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Attorney